

## MEMORANDUM OF NON-JURY TRIAL

United States District Court  
For the Western District of Pennsylvania

Donachy, et. al.

Plaintiff

vs.

Motion Control Industries

No.

04-245 E

Defendant

HEARING ON Mtn. for Summary Judgment

Before Judge

McLaughlin

Jason Mettley

Robert Eberle

Appear for Plaintiff

Hearing begun 1:24 pm on 12-14-05

Hearing concluded C. A. V.

Appear for Defendant

Hearing adjourned to 2:28 p.m.

Stenographer Janis Ferguson  
Clerk: Jeff Brasnett

WITNESSES:

For Plaintiff

For Defendant

Mtn. taken under advisement